IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 2328 OF 2007

Parshuram Tamboli. ... Applicant.

V/s.

State of Maharashtra. ... Respondent.

J.S.Kini i/b. Suresh Dubey for the applicant.

Rajesh More, APP for the State.

CORAM: V.C.DAGA, J.

DATED: 30th August 2007.

P.C.:

. Heard learned counsel for the applicant and learned A.P.P. for the State.

2. By this application, the applicant is seeking bail in connection with C.R.No.8/2007 registered with Wadkhal Police Station, district- Raigad for the offences punishable under sections 302, 201, 120B read with section 34 of Indian Penal Code.

3. The learned counsel for the applicant submits that except statement of Santosh Laxman Shirke (co-accused), no other person has implicated the applicant in the offence alleged. He further submits that the alleged incident is of 9th January, 2007,

whereas F.I.R. is filed on 16th January, 2007 and the statement of Santosh Laxman Shirke is recorded on 22nd January, 2007. He, thus, submits that delay in filing F.I.R. and recording statement of the co-accused should be taken into account as a factor in favour of the applicant for grant of bail.

4. Having heard rival parties, having gone through the papers, sufficient explanation is given for delayed filing of F.I.R. and recording of statement of the co-accused. Prima facie; sufficient material is available on record to implicate the present applicant along with other in the offence alleged. Possibility of the applicant pressurising other witnesses cannot be ruled out.

5. In these circumstances, in my considered view, no case is made out for grant of bail. Application is, therefore, rejected. However, in the circumstance, trial be treated as expedited.

JUDGE